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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
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10/510,057

10/04/2004

Scott Allan Kendall

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EXAMINER

KIM, EDWARD J

ART UNIT

PAPER NUMBER

2109

MAIL DATE

DELIVERY MODE

09/06/2007

PAPER

Please find below and/or attached an Office communication concerning this application or proceeding.

The time period for reply, if any, is set in the attached communication.

Office Action Summary

Application No.

10/510,057

Applicant(s)

KENDALL ET AL.

Examiner

Edward J. Kim

Art Unit

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-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

Period for Reply

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) OR THIRTY (30) DAYS, WHICHEVER IS LONGER, FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133). Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

Status

- 1) ☒ Responsive to communication(s) filed on 04 October 2004.
- 2a) ☐ This action is **FINAL**. 2b) ☒ This action is non-final.
- 3) ☐ Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

Disposition of Claims

- 4) ☒ Claim(s) 1-21 is/are pending in the application.
- 4a) Of the above claim(s) _____ is/are withdrawn from consideration.
- 5) ☐ Claim(s) _____ is/are allowed.
- 6) ☒ Claim(s) 1-21 is/are rejected.
- 7) ☒ Claim(s) 12 is/are objected to.
- 8) ☐ Claim(s) _____ are subject to restriction and/or election requirement.

Application Papers

- 9) ☐ The specification is objected to by the Examiner.
- 10) ☒ The drawing(s) filed on 04 October 2004 is/are: a) ☒ accepted or b) ☐ objected to by the Examiner.
- Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).
- Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).
- 11) ☐ The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152.

Priority under 35 U.S.C. § 119

- 12) ☒ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
- a) ☒ All b) ☐ Some * c) ☐ None of:
- ☐ Certified copies of the priority documents have been received.
 - ☐ Certified copies of the priority documents have been received in Application No. _____.
 - ☒ Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).

* See the attached detailed Office action for a list of the certified copies not received.

Attachment(s)

- ☒ Notice of References Cited (PTO-892)
- ☐ Notice of Draftsperson's Patent Drawing Review (PTO-948)
- ☒ Information Disclosure Statement(s) (PTO/SB/08)
Paper No(s)/Mail Date 10/04/2004.
- ☐ Interview Summary (PTO-413)
Paper No(s)/Mail Date. _____.
- ☐ Notice of Informal Patent Application
- ☐ Other: _____.

DETAILED ACTION

Priority

1. Receipt is acknowledged of papers submitted under 35 U.S.C. 119(a)-(d), which papers have been placed of record in the file.

Inventorship

2. This application currently names joint inventors. In considering patentability of the claims under 35 U.S.C. 103(a), the examiner presumes that the subject matter of the various claims was commonly owned at the time any inventions covered therein were made absent any evidence to the contrary. Applicant is advised of the obligation under 37 CFR 1.56 to point out the inventor and invention dates of each claim that was not commonly owned at the time a later invention was made in order for the examiner to consider the applicability of 35 U.S.C. 103(c) and potential 35 U.S.C. 102(e), (f) or (g) prior art under 35 U.S.C. 103(a).

Information Disclosure Statement

3. The information disclosure statement (IDS) was submitted on 10/04/2004. The submission is in compliance with the provisions of 37 CFR 1.97. Accordingly, the information disclosure statement is being considered by the examiner.

Claim Objections

4. Claim 12 is objected to because of the following informalities:

There seems to be a preposition missing in the phrase "the format preferences text preferences". Appropriate correction is required.

Claim Rejections - 35 USC § 112

5. The following is a quotation of the second paragraph of 35 U.S.C. 112:

The specification shall conclude with one or more claims particularly pointing out and distinctly claiming the subject matter which the applicant regards as his invention.

6. Claims 12-15 and 17-21 are rejected under 35 U.S.C. 112, second paragraph, as failing to set forth the subject matter which applicant(s) regard as their invention and fails to distinctly claim the subject matter which applicant regards as the invention.

Claims 12-15 are directed towards a system claim, however, the claims are dependent on claims 7 and 9, which are method claims. Claims 12-15 fail to further limit the limitations of claims 7 and 9, and the scope of the claims are unclear.

Claims 17-21 are directed towards a computer program on a computer readable medium, however, the claims are in dependent form of claim 15, which is a system claim. Claims 17-21 fails to further limit claim 15, and the scope of the claims are unclear. Claim 15 is rejected under 35 U.S.C 112 second paragraph, therefore, claims 17-21 are also rejected.

Claim Rejections - 35 USC § 102

7. The following is a quotation of the appropriate paragraphs of 35 U.S.C. 102 that form the basis for the rejections under this section made in this Office action:

A person shall be entitled to a patent unless –

(e) the invention was described in (1) an application for patent, published under section 122(b), by another filed in the United States before the invention by the applicant for patent or (2) a patent granted on an application for patent by another filed in the United States before the invention by the applicant for patent, except that an international application filed under the treaty defined in section 351(a) shall have the effects for purposes of this subsection of an application filed in the United States only if the international application designated the United States and was published under Article 21(2) of such treaty in the English language.

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8. Claims 1-21 are rejected under 35 U.S.C. 102(e) as being anticipated by Duperrouzel et al (US Patent #7,149,982).

Regarding claim 1, Duperrouzel discloses, a method of communicating electronic information using a browser, the method comprising the steps of:

- a. invoking the browser in a display device (Duperrouzel, col.1 ln.34-39, col.2 ln.28-39, col.5 ln.63-67);
- b. accessing a web page by specifying a URL in the browser (Duperrouzel, col.6 ln.53-67);
- c. retrieving a saved preference setting for the URL from a memory (Duperrouzel, col.2 ln.40-48, col.2 ln.63-67, col.6 ln.53-67. Duperrouzel discloses that the previously-stored user-selected settings of a web page is retrieved, and it is inherent in that the URL is associated with identifying a web page, as the URL is the address of a web page.);
- d. applying the retrieved preference setting to the web page (Duperrouzel, col.2 ln.40-48., col.2 ln.63-67, col.3 ln.2-12); and
- e. displaying the web page on the browser (Duperrouzel, col.1 ln.34-39, col.2 ln.28-39, col.5 ln.63-67, col.6 ln.53-67, col.3 ln.2-12).

Regarding claim 2, Duperrouzel disclosed the limitations, substantially as claimed, as described in claim 1, and further discloses a method wherein the saved preference settings are text and/or graphics settings (Duperrouzel, col.8 ln.13-25, col.13 ln.60-62).

Regarding claim 3, Duperrouzel disclosed the limitations, substantially as claimed, as described in claim 1, and further discloses, a method wherein the web page is displayed on a display other than a computer monitor selected from a television screen, a cell phone, and a personal data assistant (Duperrouzel, col.1 ln.40-44).

Regarding claim 4, Duperrouzel disclosed the limitations, substantially as claimed, as described in claim 1 and further discloses, a method wherein the URL is specified in the browser by entering the URL in an address box field in the web browser, by clicking on a hyperlink, or by selecting a favorite or bookmark from a stored list (Duperrouzel, col.1 ln.55-57; col.6 ln.54-67, col.11 ln.38-43, col.10 ln.14-17).

Regarding claim 5, Duperrouzel discloses a method of displaying a web page with user-preferred formatting for that web page, the method comprising the steps of:

- a. upon receipt of format selections for a displayed web page, storing the format selections in association with a URL for the displayed web page (Duperrouzel, col.11 ln.49-53, col.2 ln.54-67);
- b. upon receiving a next request for the same URL, retrieving the previously selected formats for the URL (Duperrouzel, col.2 ln.40-48, col.2 ln.54-67, col.3 ln.2-12);
and
- c. displaying the web page with the previously selected formats (Duperrouzel, col.2 ln.40-48, col.2 ln.54-67, col.3 ln.2-12).

Regarding claim 6, Duperrouzel disclosed the limitations, substantially as claimed, as described in claim 5, and further discloses, a method wherein the formats are text and graphics sizing (Duperrouzel, col.8 ln.13-25, col.13 ln.60-62).

Regarding claim 7, Duperrouzel disclosed the limitations, substantially as claimed, as described in claim 6, and further discloses, a method wherein the web pages are displayed on a display other than a computer monitor selected from a television screen, a cell phone, and a personal data assistant (Duperrouzel, col.1 ln.40-44).

Regarding claim 8, Duperrouzel disclosed the limitations, substantially as claimed, as described in claim 5, and further discloses, a method wherein the request for the same URL is obtained by a user click on a hyperlink in a different web page, by a user entering the URL in an address box on a web browser, or by a user selecting a favorite or bookmark from a stored list (Duperrouzel, col.1 ln.55-57, col.6 ln.54-67, col.11 ln.38-43, col.10 ln.14-17).

Regarding claim 9, Duperrouzel disclosed the limitations, substantially as claimed, as described in claim 5, and further discloses, a method wherein previously selected formats are stored in association with corresponding URLs in a history registry and/or with corresponding URLs in a favorites registry (Duperrouzel, col.2 ln.55-57, col.10 ln.14-17, col.11 ln.38-43. It is inherent in that there is a history registry associated with a web browser in the art. As the user-configurations are associated with the URLs previously visited by the user, the user-settings would be associated with URLs in a history registry.).

Regarding claim 10, Duperrouzel disclosed the limitations, substantially as claimed, as described in claim 5, and further discloses, a method wherein previously selected formats are stored in association with corresponding URLs in a history registry

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and/or with corresponding URLs in a favorites registry (Duperrouzel, col.2 ln.55-57, col.10 ln.14-117, col.11 ln.38-43. It is inherent in that there is a history registry associated with a web browser in the art. As the user-configurations are associated with the URLs previously visited by the user, the user-settings would be associated with URLs in a history registry.).

Regarding claim 11, Duperrouzel discloses a system for processing requests for web pages comprising

a. means to fetch a web page upon receipt of a URL request (Duperrouzel, col.6 ln.53-67, col.1 ln.34-39, col.2 ln.28-39, col.5 ln.63-67);

b. means to receive format preferences for the fetched web page (Duperrouzel, col.2 ln.40-48, col.2 ln.54-67, col.3 ln.2-12);

c. means to store the received format preferences for the fetched web page in association with the corresponding URL (Duperrouzel, col.2 ln.55-57, col.10 ln.14-17, col.11 ln.38-43, col.11 ln.49-53);

d. means to retrieve the format preferences upon receipt of a subsequent open request for the same URL and to deliver the corresponding web page with the format preferences (Duperrouzel, col.2 ln.40-48, col.2 ln.54-67, col.3 ln.2-12, col.2 ln.54-67).

Regarding claim 12, Duperrouzel disclosed the limitations, substantially as claimed, as described in claim 7, and further discloses, a system wherein the format preferences text preferences and/or graphics preferences (Duperrouzel, col.8 ln.13-25, col.13 ln.60-62).

Regarding claim 13, Duperrouzel disclosed the limitations, substantially as claimed, as described in claim 7, and further discloses, a system comprising a microprocessor, application program, storage, and I/O components (Duperrouzel, col.4 ln.15-25, col.4 ln.42-45, abstract, col.2 ln.40-42, . It is inherent that a computer in the system disclosed by Duperrouzel comprises of the following components: microprocessor, application program, storage and I/O components.).

Regarding claim 14, Duperrouzel disclosed the limitations, substantially as claimed, as described in claim 9, and further discloses, a system further comprising a display selected from a television screen, a cell phone display, and a personal data assistant display (Duperrouzel, col.1 ln.40-44).

Regarding claim 15, Duperrouzel disclosed the limitations, substantially as claimed, as described in claim 7, and further discloses, a system having means to deliver a web browser to a display, means to receive user selections, and means to format web pages according to stored user preferences associated with a corresponding URL (Duperrouzel, col.1 ln.34-39, col.2 ln.28-39, col.5 ln.63-67, col.4 ln.15-25, col.2 ln.40-48, col.2 ln.54-67, col.3 ln.2-12).

Regarding claim 16, Duperrouzel discloses a computer program embodied on a computer readable medium for displaying a web page with user-preferred formatting for that web page (Duperrouzel, col.2 ln.40-48, col.2 ln.54-67, col.3 ln.2-12, col.16 ln.21-25), the program comprising:

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- a. a code segment for receiving format selections for a displayed web page, and storing the format selections in association with a URL for the displayed web page (Duperrouzel, col.2 ln.40-48, col.2 ln.54-67, col.3 ln.2-12, col.11 ln.49-53);
- b. a code segment for receiving a next request for the same URL, and for retrieving the previously selected formats for the URL (Duperrouzel, col.2 ln.40-48, col.2 ln.54-67, col.3 ln.2-12); and
- c. a code segment for displaying the web page with the previously selected formats (Duperrouzel, col.2 ln.40-48, col.2 ln.54-67, col.3 ln.2-12).

Regarding claim 17, Duperrouzel disclosed the limitations, substantially as claimed, as described in claim 15, and further discloses, a computer program wherein the code segment for receiving the format selections stores the format selections in a primary memory (Duperrouzel, col.2 ln.40-48, col.2 ln.63-67, col.6 ln.53-67, col.2 ln.55-57, col.10 ln.14-17, col.11 ln.38-43, col.11 ln.49-53, col.4 ln.46-59).

Regarding claim 18, Duperrouzel disclosed the limitations, substantially as claimed, as described in claim 15, and further discloses a computer program wherein the code segment for receiving the format selections stores the format selections in a secondary memory (Duperrouzel, col.2 ln.40-48, col.2 ln.63-67, col.6 ln.53-67, col.2 ln.55-57, col.10 ln.14-17, col.11 ln.38-43, col.11 ln.49-53, col.4 ln.46-59).

Regarding claim 19, Duperrouzel disclosed the limitations, substantially as claimed, as described in claim 15, and further discloses, a computer program wherein the code segment for receiving the format selections stores the format selections in association with corresponding URLs in a history registry and/or with corresponding

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URLs in a favorites registry (Duperrouzel, col.2 ln.55-57, col.10 ln.14-17, col.11 ln.38-43. It is inherent in that there is a history registry associated with a web browser in the art. As the user-configurations are associated with the URLs previously visited by the user, the user-settings would be associated with URLs in a history registry.).

Regarding claim 20, Duperrouzel disclosed the limitations, substantially as claimed, as described in claim 15, and further discloses, a computer program wherein the code segment for receiving the next request for the same URL receives the next request from a user clicking on a hyperlink in a different web page, entering the URL in an address box on a web browser, or selecting a favorite or bookmark from a stored list (Duperrouzel, col.2 ln.55-57, col.10 ln.14-17, col.11 ln.38-43. It is inherent that the web address/URL be entered in an address box on a web browser to access a website.).

Regarding claim 21, Duperrouzel disclosed the limitations, substantially as claimed, as described in claim 15, and further discloses, a computer program of claim 15, wherein one of the format selections is text size (Duperrouzel, col.8 ln.13-25, col.13 ln.60-62).

Conclusion

Examiner's Note: Examiner has cited particular columns and line numbers in the references applied to the claims above for the convenience of the applicant.

Although the specified citations are representative of the teachings of the art and are applied to specific limitations within the individual claim, other passages and figures may apply as well. It is respectfully requested from the applicant in preparing responses, to fully consider the references in entirety as potentially teaching all or part

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of the claimed invention, as well as the context of the passage as taught by the prior art or disclosed by the Examiner.

In the case of amending the claimed invention, Applicant is respectfully requested to indicate the portion(s) of the specification which dictate(s) the structure relied on for proper interpretation and also to verify and ascertain the metes and bounds of the claimed invention.

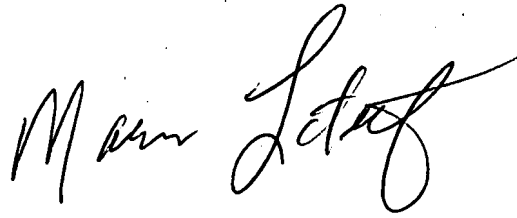
Any inquiry concerning this communication or earlier communications from the examiner should be directed to Edward J. Kim whose telephone number is (571) 270-3228. The examiner can normally be reached on Monday - Friday 7:30am - 5:00pm EST.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Marvin Lateef can be reached on (703) 272-5026. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free). If you would like assistance from a USPTO Customer Service Representative or access to the automated information system, call 800-786-9199 (IN USA OR CANADA) or 571-272-1000.

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EJK
09/03/2007

A handwritten signature in black ink, appearing to read "Marvin Lateef". The signature is fluid and cursive, with the first name "Marvin" written in a smaller, more compact script and the last name "Lateef" in a larger, more prominent cursive style.

MARVIN LATEEF
SUPERVISORY PATENT EXAMINER